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as Receiver for PROSPERO VENTURES, L.P.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

U.S. SMALL BUSINESS
ADMINISTRATION, as Receiver for
PROSPERO VENTURES, L.P.,

Plaintiff,

v.

HIGH GROWTH MANAGEMENT, LTD.,

Defendant.

NO. C 07-03735 MEJ

[PROPOSED] JUDGMENT AND ORDER
[Filed concurrently with Application for
Judgment, Memorandum of Points and
Authorities, Declarations of Christine J.
Levin and Brian Stern]

Related Cases:

C 07-03732 MEJ
C 07-03733 MEJ
C 07-03736 MEJ
C 07-03737 MEJ
C 07-03738 MEJ
C 07-03739 MEJ
C 07-03740 MEJ
C 07-03741 MEJ

The Application of Plaintiff, PROSPERO VENTURES, L.P., for a judgment against Defendant, HIGH GROWTH MANAGEMENT, L.T.D. came on for hearing pursuant to application brought pursuant to Rule 55 of the Federal Rules of Civil Procedure.

A clerk's default was entered against Defendant for failure to make an appearance in this

1 matter, on October 18, 2007. Upon Plaintiff's Application showing that Plaintiff is entitled to
2 judgment against Defendant, and good cause appearing therefor.

3 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Plaintiff, PROSPERO
4 VENTURES, L.P., shall recover from Defendant, HIGH GROWTH MANAGEMENT, L.T.D., the
5 principal sum of \$62,376 together with interest at the rate of 9% per annum (\$15.38 per day) from
6 June 17, 2005 through November 15, 2007 in the amount of and accruing thereafter at the daily rate
7 of \$15.38 until entry of judgment and continuing thereafter until paid in full, attorneys' fees in the
8 amount of \$3,477.64, and costs in the amount of \$496.74, for a total amount of \$79,900.50 plus
9 interest commencing November 16, 2007.

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11 Dated: _____
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16 UNITED STATES MAGISTRATE JUDGE
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PROOF OF SERVICE

I declare that I am a resident of the County of Fresno. I am over the age of eighteen (18) years and not a party to the within action. My business address is 499 West Shaw, Suite 116, Fresno, California 93704.

On December ¹²~~11~~, 2007, I served the foregoing document described as **[PROPOSED] JUDGMENT AND ORDER [Filed concurrently with Application for Judgment, Memorandum of Points and Authorities, Declaration of Christine J. Levin, and Proposed Judgment]** on the interested parties, addressed as follows:

Jerald P. Shaevitz
24175 Dawnridge Dr.
Los Altos Hills, CA 94024

Agent for Defendant,
High Growth Management, Ltd.

☒ BY MAIL - by placing ☒ a true and correct copy ☐ the original thereof enclosed in a sealed envelope with postage thereon fully prepaid in the firm's outgoing mail. I am "readily familiar" with the firm's practice of collecting and processing correspondence for mailing. It is deposited with United States Postal Service on that same day in the ordinary course of business.

☐ BY CALIFORNIA OVERNIGHT - by placing ☐ a true and correct copy ☐ the original thereof enclosed in a sealed envelope for delivery via California Overnight next day delivery to the addressee noted above.

☐ BY HAND DELIVERY - by delivering by hand and leaving a true copy with the person and at the address shown above.

☐ BY FACSIMILE TRANSMISSION - by causing a true facsimile thereof to be electronically transmitted to the parties, by using their facsimile number indicated below.

Facsimile No.

☐ STATE: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

☒ FEDERAL: I declare that I am employed in the office of a member of the bar of this court at whose direction service was made.

Executed on December ¹²~~11~~, 2007, at Fresno, California.



Lisa R. Barr